## LOCAL FORM FOR A CHAPTER 13 PLAN UNDER FEDERAL RULE OF BANKRUPTCY PROCEDURE 3015.1 AND **ADMINISTRATIVE ORDER NO. 17-04**

# UNITED STATES BANKRUPTCY COURT

		FOR THE	EASTERN DISTRICT (	JF MICHIGAN	
IN R	<b>E</b> :				
	Henry L. Strange			E NO. <b>19-40837-PJS</b> PTER 13	
	xxx-xx-9168 Debtor	_		E Phillip J. Sheffer	ly
and				PLAN S	SUMMARY
	Vanita Strange			· ·	onal purposes only.
0.0.11	_			_ <b>36</b> _ Months num Plan Length: <b>6</b>	60 Months
S.S.#	xxx-xx-6064 Joint-Debtor	_	Plan	payment: \$ <b>2,621.42</b>	per Month
	Debtor(s)				ss 9 Creditors \$_0.00_ ls committed 100%
		/	T CICC	mage of Tax Retund	is committee 10070
		[X] Original	CHAPTER 13 PLAN OR []Pre-Confirma	<u>N</u> ution Modification #	
I. I	NOTICES				
BEC	OME BINDING WIT	HOUT FURTHER N	OTICE OR HEARING U	INLESS A TIMELY	AY BE CONFIRMED AND Y WRITTEN OBJECTION IS ICE OF AN ATTORNEY.
			tate whether or not the Pl		
<b>A.</b>	of Bankruptcy Proce means a provision th	edure 3015(c), a "nons	cluded in the approved	<b>✓</b> Included	☐ Not included
				_	
B.	A limit on the amount the collateral for the		pased on a valuation of	☐ Included	<b>✓</b> Not included
C.	Avoidance of a secur	rity interest or lien.		Included	<b>✓</b> Not included
•		IECKED AS "NOT II THERWISE INCLUD		H BOXES ARE CH	ECKED, THE PROVISION IS
•					ED IN SECTION IV IS VOID.
•	PROVISIONS", AN				"NONSTANDARD ING ANY OTHERWISE
WHI		O AT <u>WWW.13EDM.</u>			AL STANDARD PROVISIONS OR FROM DEBTOR'S COUNSEI
	APPLICABLE COMM ELIGIBILITY FOR I		PLAN PAYMENTS; PL	AN LENGTH; EFF	ECTIVE DATE AND
A			eeds the applicable State more 60 months from the date		or's Applicable Commitment Period r Confirming Plan.
					income. Debtor's Applicable of entry of the Order Confirming

Plan. This is a minimum Plan length. If the Plan has not been completed in the minimum Plan length, the Plan length shall be extended as necessary for completion of the requirements of the Plan; provided that in no event will the Plan term continue beyond 60 months from the date of entry of the Order Confirming Plan. See Paragraph J of the Additional Terms, Conditions and Provisions for additional information regarding Completion of Plan.

If neither or both of the above boxes is checked, then the Applicable Commitment Period and the Plan Length shall be 60 months from the date of entry of the Order Confirming Plan.

- B. Debtor's plan payment amount is \$2,621.42 per month except excusing one pre-confirmation payment in the amount of \$2,621.42.
- C. Future Tax Refunds. See Paragraph A of the Additional Terms, Conditions and Provisions for additional information regarding Tax Refunds and Tax Returns.

	10841 04118 1041 1041 1141 11041 1141
che	PR CASES ASSIGNED TO BAY CITY DIVISION: Check only one box. If none are checked or more than one box is ecked, paragraph 2 shall apply:  Debtor's Plan proposes a 100% dividend to unsecured creditors. Therefore, debtor is not required to remit any future Tax
1.	Refunds
2.	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>does not</i> include a pro-ration for anticipated Tax Refunds. Debtor will remit 50% of all Federal and State Tax Refunds that debtor receives or is entitled to receive after commencement of the case.
3.	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>includes</i> a proration for anticipated Federal Tax Refunds. Debtor will remit 100% of all Federal and State Tax Refunds that debtor receives or is entitled to receive after commencement of the case to the extent the Refund exceeds the sum of twelve times the amount of the Federal and State Tax Refund pro-ration shown in Schedule I.
	OR CASES ASSIGNED TO DETROIT DIVISION: Check only one box. If none are checked or more than one box is
<i>che</i> 1.	ecked, paragraph 2 shall apply:  Debtor's Plan proposes a 100% dividend to unsecured creditors. Therefore, debtor is not required to remit any future Tax Refunds.
2.	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>does not</i> include a pro-ration for anticipated Tax Refunds. Debtor will remit 100% of all Federal Tax Refunds that debtor receives or is entitled to receive after commencement of the case.
3.	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>includes</i> a proration for anticipated Federal Tax Refunds. Debtor will remit 100% of all Federal Tax Refunds that debtor receives or is entitled to receive after commencement of the case to the extent the Refund exceeds the sum of twelve times the amount of the Federal Tax Refund pro-ration shown in Schedule I.
	OR CASES ASSIGNED TO FLINT DIVISION: Check only one box. If none are checked or more than one box is checked, ragraph 2 shall apply:
1.	Debtor's Plan proposes a 100% dividend to unsecured creditors. Therefore, debtor is not required to remit any future tax refunds.
2.	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>does not</i> include a pro-ration for anticipated tax refunds. Debtor will remit 100% of all Federal Tax Refunds that Debtor receives or is entitled to receive after commencement of the case.
3.	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>includes</i> a proration for anticipated Federal Tax Refunds. Debtor is not required to remit Federal Tax Refunds in excess of the amount of the proration shown on Schedule I.
	<b>D.</b> If the box to the immediate left is "checked", the debtor acknowledges that debtor <b>is not</b> eligible for a discharge pursuant to 11 USC §1328.
	☐ If the box to the immediate left is "checked", the joint debtor acknowledges that joint debtor <b>is not</b> eligible for a discharge pursuant to 11 USC §1328.

- **E.** 

  If the box to the immediate left is "checked", the debtor or joint debtor is self-employed **AND** incurs trade credit in the production of income from such employment. Debtor shall comply with the requirements of Title 11, United States Code, and all applicable Local Bankruptcy Rules regarding operation of the business and duties imposed upon the debtor.
- **III.** <u>DESIGNATION AND TREATMENT OF CLASSES OF CLAIMS:</u> See Paragraph F of the Additional Terms, Conditions and Provisions for additional information regarding the order in which claims are to be paid.
  - A. Class One TRUSTEE FEES as determined by statute.
  - B. Class Two ADMINISTRATIVE CLAIMS, INCLUDING ATTORNEYS FEES AND COSTS:
    - 1. PRE-CONFIRMATION ATTORNEY FEES: At confirmation of the Plan, Counsel shall elect to either:
      - a. In lieu of filing a separate fee application pursuant to 11 USC §327 and §330, accept the sum of \$\_3,500.00 for services rendered plus \$\_0.00 for costs advanced by Counsel, for total Attorney Fees and Costs of \$\_3,500.00 through the Effective Date of the Plan. The total Attorney Fees and Costs less the sum paid to Counsel prior to the commencement of this case as reflected in the Rule 2016(b) Statement leaving a net balance due of \$ 3,500.00 , will be paid as an Administrative Expense Claim; or
      - b. Request an award of compensation for services rendered and recovery of costs advanced by filing a separate Application for Compensation for services rendered up through the date of entry of the Order Confirming Plan pursuant to 11 USC §327 and §330. If Counsel elects to file a fee application pursuant to this sub-paragraph, the Trustee shall escrow \$3,500.00 for this purpose. See Paragraph B of the Additional Terms, Conditions and Provisions for additional information.
    - **2. POST-CONFIRMATION ATTORNEY FEES:** See Paragraph D of the Additional Terms, Conditions and Provisions for additional information.
    - 3. RETENTION OF OTHER PROFESSIONALS FOR POST-PETITION SERVICES: Debtor 
      has retained or 
      intends to retain the services of (name of person to be retained) as (capacity or purpose for retention) to perform 
      professional services post-petition with fees and expenses of the professional to be paid as an Administrative Expense. 
      See Paragraph C of the Additional Terms, Conditions and Provisions for additional information.
    - **4. OTHER ADMINISTRATIVE EXPENSE CLAIMS:** Any administrative expense claims approved by Order of Court pursuant to 11 USC §503 shall be paid as a Class Two administrative claim. *See Paragraph E of the Additional Terms, Conditions and Provisions for additional information.*
  - C. CLASS THREE SECURED CLAIMS TO BE STRIPPED OR AVOIDED FROM THE COLLATERAL AND TREATED AS UNSECURED CLAIMS TO BE PAID BY TRUSTEE. See Paragraph G and Paragraph N of the Additional Terms, Conditions and Provisions for additional information.

Class 3.1 Liens to be Stripped. 11 USC §506(a).

<u>Creditor</u>	<u>Collateral</u>				
None					
Class 2.2 Indiaial Lians and Non Dassassany, Non Dunchasa Manay Lians to be Avaided, 11 USC 8522(f)					

Class 3.2 Judicial Liens and Non-Possessory, Non-Purchase Money Liens to be Avoided. 11 USC §522(f).

<u>Creditor</u>	<u>Collateral</u>
-NONE-	

- D. CLASS FOUR SECURED CLAIMS ON WHICH THE LAST CONTRACTUAL PAYMENT IS DUE BEYOND THE LENGTH OF THE PLAN. 11 USC §1322(b)(5).
  - Class 4.1 Continuing Payments on a claim secured by the debtor's principal residence that come due on and after the date of the Order for Relief. (See Paragraph P, Paragraph L and Paragraph EE of the Additional Terms, Conditions and Provisions for additional information).

Creditor	Collateral	Monthly Payment	Direct or Via Trustee
Central Park Estates HOA#1	466 Lenox Drive Canton, MI 48188-1594 Wayne County	525.00	Trustee
JP Morgan Chase	466 Lenox Drive Canton, MI 48188-1594 Wayne County	1,586.00	Trustee

Class 4.2 Pre-Petition Arrearages on a claim secured by the debtor's principal residence to be paid by Trustee: Those amounts which were due as of the filing of the Order for Relief:

Creditor	<u>Collateral</u>	Arrears Amount	Estimated Average Monthly Payment	Months to Cure From Confirmation Date
Central Park Estates HOA#1	466 Lenox Drive Canton, MI 48188-1594 Wayne County	3,000.00	50.00	60
JP Morgan Chase	466 Lenox Drive Canton, MI 48188-1594 Wayne County	3,000.00	50.00	60

**Class 4.3** Continuing Payments other than on a claim secured by the debtor's principal residence that come due on and after the date of the Order for Relief. (See Paragraph P, Paragraph L and Paragraph EE of the Additional Terms, Conditions and Provisions for additional information).

Creditor	Collateral	Monthly Payment	Direct or Via Trustee
-NONE-			

#### **Class 4.4** Pre-Petition Arrearages other than on a claim secured by the debtor's principal residence to be paid by Trustee: Those amounts which were due as of the filing of the Order for Relief:

Creditor	<u>Collateral</u>	Arrears Amount	Estimated Average  Monthly Payment	Months to Cure From Confirmation Date
-NONE-				

## E. CLASS FIVE - SECURED CLAIMS ON WHICH THE LAST PAYMENT WILL BECOME DUE WITHIN THE PLAN DURATION. (See Paragraph H, Paragraph L, Paragraph O, and Paragraph S of the Additional Terms, Conditions and Provisions for additional information).

Class 5.1. Secured Claims not excluded from 11 USC §506 to be paid Equal Monthly Payments. 11 USC  $\S1325(a)(5)(B)$ :

Creditor/Collateral	Indicate if "crammed" *** or modified	Interest rate (Present Value Rate)	Total to be paid Including Interest	Monthly Payment	Direct or Via Trustee
-NONE-/					

<sup>\*\*\*</sup> See debtor's Schedule A/B for more information about values.

## Class 5.2. Secured Claims not excluded from 11 USC §506 not to be paid Equal Monthly Payments. 11 USC $\S1325(a)(5)(B)$ :

Creditor/Collateral	Indicate if "crammed"***or modified	Interest rate (Present Value Rate)	Total to be paid including interest	Estimated Average Monthly Payment	Direct or Via Trustee
-NONE-/					

<sup>\*\*\*</sup> See debtor's Schedule A/B for more information about values.

## Class 5.3. Secured claims excluded from 11 USC §506 by the "hanging paragraph" at the end of 11 USC §1325(a)(9) to be paid "Equal Monthly Payments". 11 USC §1325(a)(5)(B).

Creditor/Collateral	Indicate if " <u>modified</u>	Interest rate (Present Value Rate)	Total to be paid Including interest	Monthly Payment	Direct or Via Trustee
-NONE-/					

## Class 5.4. Secured claims excluded from 11 USC \$506 by the "hanging paragraph" at the end of 11 USC \$1325(a)(9) not to be paid Equal Monthly Payments. 11 USC §1325(a)(5)(B).

	Indicate if "modified	Interest rate (Present	Total to be paid	Estimated Average Monthly_	Di Vi m
Creditor/Collateral		Value Rate)	<u>Including interest</u>	Payment	Direct or Via Trustee

Creditor/Collateral	Indicate if "modified	Interest rate (Present Value Rate)	Total to be paid Including interest	Estimated Average Monthly_ Payment	Direct or Via Trustee
American First	Modified	5.25%	684.06	11.40	Trustee
Finance/Adjustable bed frame (providing assistance to get out of bed)					
Canton Township- Water Department/466 Lenox Drive Canton, MI 48188-1594 Wayne County	Modified	12.00%	1,496.86	24.95	Trustee
Progressive Leasing/Tempurpedic Mattress & Box Spring (necessary for post-back surgery pain management)	Modified	5.25%	1,710.18	28.50	Trustee

Class 5.5. Surrender of collateral. (See Paragraph P of the Additional Terms, Conditions and Provisions for additional information).

The debtor(s) surrenders debtor's interest in the following collateral. Any allowed unsecured claim remaining after disposition of the collateral will be treated as a Class 9 General Unsecured Creditor.

Creditor Name	Description of Collateral
Ally Financial	2016 Chrysler 300 16000 miles

F. CLASS SIX – EXECUTORY CONTRACTS AND/OR UNEXPIRED LEASES. 11 USC §§365, 1322(b)(7): Debtor assumes the executory contracts and unexpired leases listed in subparagraph 1. (See Paragraph K of the Additional Terms, Conditions and Provisions for additional information).

#### **Class 6.1. Continuing Lease/Contract Payments:**

Creditor	<u>Property</u>	Monthly Payment	Lease/Contract expiration date	Direct or Via <u>Trustee</u>
-NONE-				

#### Class 6.2. Pre-petition Arrearages on Assumed Executory Contracts and Leases (to be paid by Trustee):

Creditor	<u>Property</u>	Arrears Amount	Estimated Average  Monthly Payment	Months to Cure From Confirmation Date
-NONE-				

Class 6.3. Debtor rejects the executory contracts and unexpired leases listed in this subparagraph 3. Any unexpired lease or executory contract that is neither expressly assumed in Class 6.1 above or expressly rejected below shall be deemed rejected as of the date of confirmation of debtor's chapter 13 plan to the same extent as if that unexpired lease or executory contract was listed below. (See Paragraph K of the Additional Terms, Conditions and Provisions for additional information):

Creditor	<u>Property</u>
-NONE-	

## G. CLASS SEVEN - PRIORITY UNSECURED CLAIMS. 11 USC §§507, 1322(a)(2).

## Class 7.1. Domestic Support Obligations: Continuing Payments that come due on and after the date of the Order for **Relief:**

<u>Creditor</u>	Monthly Payment	Direct or Via Trustee
-NONE-		

#### Class 7.2. Domestic Support Obligations: Pre-Petition Arrearages due as of the filing of the Order for Relief:

Creditor	Arrears Amount	Estimated Average Monthly Payment	Direct or Via Trustee
-NONE-			

IONE-		Aiilo	unt	Direct or Via Trustee
	HT – SEPARATELY CLA oh M of the Additional Tern			S. 11 USC §1322(b)(1): (To be paid by Trustee dditional information):
Creditor	Amo	<u>ount</u>	Interest Rate	Reason for Special Treatment
IONE-				
This Planthat is not Value of Amount; greater padditions  This Planting If neither box is character of If the box interest of ANY "NON SPECIFIC.  A. Paragus EPA render	t less than the Amount Ava Encumbered Property (the or (ii) will continue for the ayment to Class 9 Unsecured information concerning for a shall provide a dividend to ecked or if both boxes are on their allowed claims at the provisions:  ISTANDARD PROVISIONALLY STATED IN THIS  ISTANDARD PROVISIONALLY STATED IN THIS  TATE APPLICATION: Or English of the Content of t	for distribution to creatilable in Chapter 7 serillable in Chapter 7 serillable in Chapter 7 serillable in Chapter 7 serillable in Chapter 3 serillable in Chapter 4 serillable in Chapter 4 serillable in Chapter 5 serillable in Chapter 5 serillable in Chapter 6 serillabl	shown on Attack mount"). This Prindicated in Parachment 2, Charter available for programment of the Attack of the	Class 9 General Unsecured claims in an amount himent 1, Liquidation Analysis and Statement or Plan shall provide either (i) the Unsecured Base ragraph II.A of this Plan, whichever yields the opter 13 Model Worksheet, Line 8, for ayment to Class 9 Unsecured Creditors.  In Class 9 Unsecured Creditors.  In Class Seven, Eight and Nine shall receive red by 11 USC §1325(a)(4).  INDED IN SECTION 1.A AND  MATION ATTORNEY FEES & COSTS BY applications for compensation for services  S 5.3 AND CLASS 6.1 CREDITORS  Creditors identified in Class 5.1, 5.3 or Classed are available at the date of each class 5.1, 5.3 and Class 6.1 and the funds full Equal Monthly Payments to all of the usis determined by the ratio of the Equal mount of Equal Monthly Payments to all uncount of the Equal Monthly Payment to any ass 6.1 as may be applicable; provided that is a Proof of Claim that specifies a monthly ment amount set forth in the Plan, the all control and shall become the Equal Mithat creditor for the month in which

I, Roberta W. Andrews (P-54001), Attorney for Debtor (or Debtor if not represented by an attorney), certify that this Plan contains no "Nonstandard Provisions" other than those set out in Section IV above.

/s/ Roberta W. Andrews Roberta W. Andrews (P-54001) Attorney for Debtor 38545 Ford Road, Suite 104 Westland, MI 48185 Street Address Westland, MI 48185-0000 City, State and Zip Code FirebaughAndrews@comcast.net E-Mail Address (734) 722-2999

Phone Number

/s/ Henry L. Strange Henry L. Strange Debtor /s/ Vanita Strange Vanita Strange Joint Debtor January 28, 2019 Date

## $\underline{\textbf{ATTACHMENT 1}}$

## LIQUIDATION ANALYSIS AND STATEMENT OF VALUE OF ENCUMBERED PROPERTY:

TYPE OF PROPERTY	FAIR MARKET VALUE	LIENS	DEBTOR'S SHARE OF EQUITY	EXEMPT AMOUNT	NON-EXEMPT AMOUNT
PERSONAL RESIDENCE					
466 Lenox Drive Canton, MI 48188-1594 Wayne County	410,000.00	350,100.00	59,900.00	57,350.00	2,550.00
PERSONAL RESIDENCE (total)	410,000.00	350,100.00	59,900.00	57,350.00	2,550.00
REAL ESTATE OTHER THAN PERSONAL RESIDENCE	0.00	0.00	0.00	0.00	0.00
HHG/PERSONAL EFFECTS					
Household Goods, Furniture, Furnishings, etc. (no single item worth over \$600.00)	6,000.00	0.00	6,000.00	6,000.00	0.00
Tempurpedic Mattress & Box Spring (necessary for post-back surgery pain management)	1,500.00	1,500.00	0.00	0.00	0.00
Adjustable bed frame (providing assistance to get out of bed)	600.00	600.00	0.00	0.00	0.00
HHG/PERSONAL EFFECTS (total)	10,820.00	2,100.00	8,720.00	7,800.00	920.00
JEWELRY					
Jewelry including wedding ring	800.00	0.00	800.00	475.00	325.00
Jewelry including wedding ring	1,500.00	0.00	1,500.00	475.00	1,025.00
JEWELRY (total)	2,300.00	0.00	2,300.00	950.00	1,350.00
CASH/BANK ACCOUNTS					
Cash on Hand	20.00	0.00	20.00	0.00	20.00
CASH/BANK ACCOUNTS (total)	120.00	0.00	120.00	0.00	120.00

VEHICLES					
2016 Chrysler 300 16000 miles	20,000.00	26,599.53	0.00	0.00	0.00
VEHICLES (total)	20,000.00	26,599.53	0.00	0.00	0.00
OTHER (itemize)					
ERISA qualified Pension: ERISA qualified Pension/Retirement/401(k) Plan scheduled for disclosure purposes - claimed NOT to be part of Debtor's Bankruptcy Estate)	0.00	0.00	0.00	0.00	0.00
Life Insurance Policy through Debtor's prior employer (\$0.00 cash surrender value) (scheduled for disclosure purposes) Beneficiary: Spouse	0.00	0.00	0.00	0.00	0.00
Personal Injury Claim - 2016 auto accident (attorneys Feiger Law)	0.00	0.00	0.00	0.00	0.00
OTHER (total)	0.00	0.00	0.00	0.00	0.00

Amount available upon liquidation	\$ 4,940.00
Less administrative expenses and costs	\$ 38,135.00
Less priority claims	\$ 0.00
Amount Available in Chapter 7	\$ 0.00

## **ATTACHMENT 2**

## CHAPTER 13 MODEL WORKSHEET LOCAL BANKRUPTCY RULE 3015-1(B)(2) E.D.M

1.	Proposed length of Plan:	60	_ months			
2.	Initial Plan Payment: \$2,621.42 per month x 60 months = \$157	<b>,285.20</b> (sub	ototal)			
3.	Additional Payments: \$ per=	=\$(subtotal)		_		
4.	Lump sums payments			_		\$0.00
5.	Total to be paid into Plan (total of lines 2	through 4)		_		\$157,285.20
6.	Estimated disbursements other than to Cl	ass 9 Genera	al Unsecured Creditors			
	a. Estimated Trustee Fees		\$15,728.40			
	b. Estimated Attorney Fees and costs throconfirmation of plan	ough	\$3,500.00			
	c. Estimated Attorney Fees and costs post through duration of Plan	t-confirmatio	on \$1, <b>500.00</b>			
	d. Estimated fees of other Professionals		\$0.00			
	e. Total mortgage and other continuing se payments	ecured debt	\$126,660.00			
	f. Total non-continuing secured debt pays (including interest)	ments	\$3,891.10			
	g. Total priority claims		\$0.00			
	h. Total arrearage claims		\$6,000.00			
7.	Total disbursements other than to Class 9 (Total of lines 6.a through 6.h)	General Un	secured Creditors	\$	S	157,279.50
8.	Funds <i>estimated</i> to be available for Class (Line 5 minus Line 7)	9 General U	Insecured Creditors	<b>\$</b>		5.70
9.	Estimated dividend to Class 9 General Un (see Liquidation Analysis on page 6)	nsecured Cre	editors in Chapter 7 proceeding	\$		0.00

COMMENTS: